

Department of Permits Approvals and Inspections
111 West Chesapeake Avenue
Towson, Maryland 21204
Baltimore County, Maryland

In the Matter of

Civil Citation No. 80707

Anna Lee Romesburg
Richard E Romesburg

1205 B East Homberg Avenue

Respondent

FINDINGS OF FACT AND CONCLUSIONS OF LAW
FINAL ORDER OF THE ADMINISTRATIVE LAW JUDGE

This matter came before the Administrative Law Judge on March 30, 2011 for a Hearing on a citation for violations under the Baltimore County Code (BCC) section 20-2-101: Notice to connect, section 21-15-406: Piping through adjacent property; Baltimore County Executive Order of April 26, 2010 regarding 1205 B East Homberg Avenue, 21221.

On February 16, 2011, pursuant to § 3-6-205, Baltimore County Code, Inspector William Witty issued a Code Enforcement & Inspections Citation. The citation was sent to the Respondent by 1st class mail to the last known address listed in the Maryland State Tax Assessment files.

The citation proposed a civil penalty of \$200.00 (two hundred dollars).

The following persons appeared for the Hearing and testified: Richard and Anna Lee Romesburg, Patrick Cassidy, Supervising plumbing inspector and, William Bryant, Baltimore County Plumbing Inspector.

Testimony was presented by the Inspector and Respondent that this residential property did not have its own water meter. It was developed that originally there was a main house and an accessory garage. The garage was later converted into a residence, but utilized by members of the same family with a water line going to a meter for the original structure and from there to the converted residence. The Respondent is the owner and resident of the converted house. The houses each have their own septic systems. Eventually, the original house was purchased by non family members, but the water bill

remained in the name of the Respondent. Evidently, an arrangement was worked out in which the bill was received by the Respondent and divided equitably with the owner of the other residence. The original house, owned by the non family members, is now in foreclosure. The County requires each residence to have its own meter. Respondent agreed that he needed to connect the water directly to his residence, through his own meter, and disconnect from the original residence.

Having heard the testimony and evidence presented at the Hearing:

IT IS ORDERED by the Administrative Law Judge that a civil penalty be imposed in the amount of \$200.00 (two hundred dollars).

IT IS FURTHER ORDERED that the \$200.00 civil penalty be suspended.

IT IS FURTHER ORDERED that the \$200.00 civil penalty will be imposed if the property is not brought into compliance by the connection of the subject premises directly to the County water line service through its own independent meter, and its disconnection from its present water source by June 1, 2011.

IT IS FURTHER ORDERED that the remaining \$200.00 will be imposed if there is a subsequent finding against the Respondent for the same violation.

IT IS FURTHER ORDERED that if not paid within thirty days of billing, the civil penalty AND any expenses incurred by Baltimore County, as authorized above, shall be imposed and placed as a lien upon the property.

IT IS FURTHER ORDERED that the County inspect the property to determine whether the violations have been corrected.

ORDERED this 12TH day of April 2011

Signed: ORIGINAL SIGNED
Lawrence M. Stahl
Managing Administrative Law Judge

NOTICE TO RESPONDENT: The Respondent is advised that pursuant to §3-6-301(a) of the Baltimore County Code, the Respondent may appeal this order to the Baltimore County Board of Appeals within fifteen (15) days from the date of this order; any such appeal requires the filing of a petition setting forth the grounds for appeal, payment of a filing fee of \$150 and the posting of security in the amount of the penalty assessed.

LMS/jaf